

See Attachment

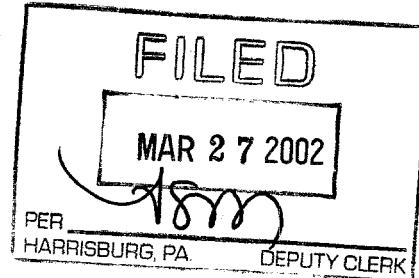
(74)
3/27/02
JSM

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

PENNSYLVANIA PROTECTION AND :
ADVOCACY, INC., :
Plaintiff :
:

vs. : CIVIL ACTION NO. 1:CV-00-1582 :
:

DEPARTMENT OF PUBLIC WELFARE OF :
THE COMMONWEALTH OF PENNSYLVANIA;
MARK S. SCHWEIKER, in his :
official capacity as Governor of
the Commonwealth of Pennsylvania;:
FEATHER O. HOUSTOUN, in her
official capacity as Secretary ::
of Public Welfare for the
Commonwealth of Pennsylvania;
GERALD RADKE, in his official
capacity as Deputy Secretary
for Mental Health and
Substance Abuse Services; and
S. REEVES POWER, Ph.D., in his
official capacity as
Superintendent of South Mountain
Restoration Center,
Defendants



O R D E R

AND NOW, this 27th day of March, 2002, it is ordered
that:

1. Defendants' motion (doc. 50) to dismiss the second amended complaint is granted in part and denied in part.
2. The ADA claim against defendant DPW is dismissed.
3. In all other respects, the motion is denied.

William W. Caldwell
William W. Caldwell
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

March 27, 2002

Re: 1:00-cv-01582 Pennsylvania Protect v. PA Dept. of Public

True and correct copies of the attached were mailed by the clerk
to the following:

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 Department of Public Welfare
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 Allentown State Hospital
 1600 Hanover Avenue
 Allentown, PA 18103

cc:

Judge	(<input checked="" type="checkbox"/>)	(<input type="checkbox"/>) Pro Se Law Clerk
Magistrate Judge	(<input type="checkbox"/>)	(<input type="checkbox"/>) INS
U.S. Marshal	(<input type="checkbox"/>)	(<input type="checkbox"/>) Jury Clerk
Probation	(<input type="checkbox"/>)	
U.S. Attorney	(<input type="checkbox"/>)	
Atty. for Deft.	(<input type="checkbox"/>)	
Defendant	(<input type="checkbox"/>)	
Warden	(<input type="checkbox"/>)	
Bureau of Prisons	(<input type="checkbox"/>)	
Ct Reporter	(<input type="checkbox"/>)	
Ctroom Deputy	(<input type="checkbox"/>)	
Orig-Security	(<input type="checkbox"/>)	
Federal Public Defender	(<input type="checkbox"/>)	
Summons Issued	(<input type="checkbox"/>)	with N/C attached to complt. and served by: U.S. Marshal (<input type="checkbox"/>) Pltf's Attorney (<input type="checkbox"/>)
Standard Order 93-5	(<input type="checkbox"/>)	
Order to Show Cause	(<input type="checkbox"/>)	with Petition attached & mailed certified mail to: US Atty Gen (<input type="checkbox"/>) PA Atty Gen (<input type="checkbox"/>) DA of County (<input type="checkbox"/>) Respondents (<input type="checkbox"/>)
Bankruptcy Court	(<input type="checkbox"/>)	
Other _____	(<input type="checkbox"/>)	

MARY E. D'ANDREA, Clerk

DATE:

3/29/02

BY:

Ufm
 Deputy Clerk